

STAND. COM. REP. NO. 1501

Honolulu, Hawaii

MAR 30 2021

RE: S.C.R. No. 16
S.D. 1

Honorable Ronald D. Kouchi
President of the Senate
Thirty-First State Legislature
Regular Session of 2021
State of Hawaii

Sir:

Your Committee on Ways and Means, to which was referred
S.C.R. No. 16, S.D. 1, entitled:

"SENATE CONCURRENT RESOLUTION AUTHORIZING THE ISSUANCE OF
TERM, NON-EXCLUSIVE EASEMENTS COVERING A PORTION OF STATE
SUBMERGED LANDS AT WAIHOLI-KEOKEA (KIHEI), WAILUKU, MAUI,
FOR THE EXISTING SEAWALL, AND FOR USE, MAINTENANCE, AND
REPAIR OF THE EXISTING IMPROVEMENTS CONSTRUCTED THEREON, "

begs leave to report as follows:

The purpose and intent of this measure is to authorize the
issuance of term, non-exclusive easements covering a portion of
state submerged lands at Waiohuli-Keokea (Kihei), Wailuku, Maui,
for the existing seawall, and for the use, maintenance, and repair
of the existing improvements constructed thereon, pursuant to
section 171-53, Hawaii Revised Statutes.

Your Committee received written comments in support of this
measure from the Department of Land and Natural Resources.

Your Committee finds that the Board of Land and Natural
Resources has identified portions of a seawall fronting the
property identified as Tax Map Key: (2) 3-9-011:008 as
encroaching upon state submerged lands. In its meetings on
August 25, 2017, and October 12, 2018, the Board approved the
grant of sixty-five year, non-exclusive easements to resolve these
encroachments. Your Committee also finds that these easements are



necessary for the use, repair, and maintenance of the existing seawall. Your Committee further finds that this measure expresses the requisite legislative approval required by section 171-53, Hawaii Revised Statutes, so that an easement may be issued for use of those state submerged lands.

As affirmed by the record of votes of the members of your Committee on Ways and Means that is attached to this report, your Committee concurs with the intent and purpose of S.C.R. No. 16, S.D. 1, and recommends its adoption.

Respectfully submitted on
behalf of the members of the
Committee on Ways and Means,



DONOVAN M. DELA CRUZ, Chair



The Senate
Thirty-First Legislature
State of Hawai'i

Record of Votes
Committee on Ways and Means
WAM

Bill / Resolution No.:* <div style="text-align: center; font-size: 1.2em;">SCR 16, SD 1</div>	Committee Referral: <div style="text-align: center; font-size: 1.2em;">WTL, WAM</div>	Date: <div style="text-align: center; font-size: 1.2em;">3/30/21</div>		
<input type="checkbox"/> The Committee is reconsidering its previous decision on this measure. If so, then the previous decision was to: _____				
The Recommendation is: <div style="display: flex; justify-content: space-between; align-items: flex-start;"> <div style="text-align: center;"> <input checked="" type="checkbox"/> Pass, unamended 2312 </div> <div style="text-align: center;"> <input type="checkbox"/> Pass, with amendments 2311 </div> <div style="text-align: center;"> <input type="checkbox"/> Hold 2310 </div> <div style="text-align: center;"> <input type="checkbox"/> Recommit 2313 </div> </div>				
Members	Aye	Aye (WR)	Nay	Excused
DELA CRUZ, Donovan M. (C)	X			
KEITH-AGARAN, Gilbert S.C. (VC)	X			
ENGLISH, J. Kalani	X			
INOUE, Lorraine R.	X			
KANUHA, Dru Mamo	X			
KIDANI, Michelle N.	X			
MORIWAKI, Sharon Y.	X			
SHIMABUKURO, Maile S.L.	X			
TANIGUCHI, Brian T.	X			
WAKAI, Glenn	X			
FEVELLA, Kurt	X			
TOTAL	11			
Recommendation: <div style="display: flex; justify-content: space-around; margin-top: 10px;"> <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted </div>				
Chair's or Designee's Signature: 				
<div style="display: flex; justify-content: space-between; font-size: 0.8em;"> <div style="text-align: center;"> Distribution: Original File with Committee Report </div> <div style="text-align: center;"> Yellow Clerk's Office </div> <div style="text-align: center;"> Pink Drafting Agency </div> <div style="text-align: center;"> Goldenrod Committee File Copy </div> </div>				

*Only one measure per Record of Votes